

JUL 14 2005 10:23AM

STEINBERG & RASKIN

JC04 Rec'd PCT/PTO 14 JUL 2005

NO. 534 P. 1/7

932.1271

UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 14 2005

Re: Applicants: ARMENGOL ASPARO, Montserrat et al.

Serial No.: 10/509,918

Filing Date: October 4, 2004

Title: PROCESS FOR PREPARING A
PHARMACEUTICALLY ACTIVE COMPOUND

REQUEST FOR CORRECTED FILING RECEIPT

Via Facsimile (703) 746-9195

March 29, 2005

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Attn: Office of Initial Patent Examination
Customer Service Center

Dear Sir/Madam:

Applicant respectfully requests that a corrected filing receipt be issued in connection with the above-identified patent application. Specifically, as indicated in the enclosed marked-up copy of the filing receipt, the title of the application should be set forth as "PROCESS FOR PREPARING A PHARMACEUTICALLY ACTIVE COMPOUND" instead of as "PROCESS FOR PREPARING A RIZATRIPTAN".

It is respectfully advised that the title had been set forth as above in the Transmittal letter as filed with the application, and accordingly it is submitted that correction is appropriate. A copy of the Transmittal letter as filed is enclosed herewith for your reference.

I hereby certify that this correspondence is being
facsimile transmitted to the U.S. Patent and
Trademark Office on March 29, 2005.

STEINBERG & RASKIN, P.C.

By: 

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OPE/14P

JUL 14 2005

Serial No.: 10/509,918

It is respectfully requested that the correction be entered into the record and that a corrected filing receipt be forwarded to us at your earliest convenience.

Respectfully submitted,

STEINBERG & RASKIN, P.C.

By:



Dona C. Edwards

Reg. No. 42,507

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DCE:jc

Encls.

cc: Martin G. Raskin, Esq. (w/o encls.)

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 971 (e) DATE	ART UNIT	FIL FEE RECT	ATTY/DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/509,918	10/04/2004	1625	950	932.1271		13	1

21831

STEINBERG & RASKIN, P.C.
1140 AVENUE OF THE AMERICAS, 15th FLOOR
NEW YORK, NY 10036-5803

CONFIRMATION NO. 4465

FILING RECEIPT



OC000000015472124

Date Mailed: 03/17/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Montserrat Armengol Asparo, Sant Joan Despi, SPAIN;
Pere Dalmaes Barjoan, Sant Feliu De Llobregat, SPAIN;

Power of Attorney: The patent practitioners associated with Customer Number 21831.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/IB03/03540 08/05/2003

Foreign Applications

SPAIN P-200201874 08/07/2002

Projected Publication Date: 06/23/2005

Non-Publication Request: No

Early Publication Request: No

Title

Process for preparing a ~~reception~~

pharmaceutically active compound



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Preliminary Class

548

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): ARMENGOL ASPARO, Montserrat et al.

Docket No.

932.1271

Application No.

N/Y/K

Filing Date

October 4, 2004

Examiner

N/Y/K

Customer No.

21831

Group Art Unit

N/Y/K

Invention:

PROCESS FOR PREPARING A PHARMACEUTICALLY ACTIVE COMPOUND

I hereby certify that the following correspondence:

New PCT National Phase Application with associated documents and fee

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 4, 2004*(Date)*Annette McPherson*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EV 333148254 US*("Express Mail" Mailing Label Number)*

Note: Each paper must have its own certificate of mailing.

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE, U.S. DEPARTMENT OF COMMERCE (REV. 07-2004)		ATTORNEY'S DOCKET NUMBER 932.1271
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO. PCT/IB2003/003540	INTERNATIONAL FILING DATE August 5, 2000	PRIORITY DATE CLAIMED August 7, 2002
TITLE OF INVENTION PROCESS FOR PREPARING A PHARMACEUTICALLY ACTIVE COMPOUND		
APPLICANT(S) FOR DO/EO/US ARMENGOL ASPARO, Montserrat et al		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 11. <input checked="" type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). <p>Items 13 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 13. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 14. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input type="checkbox"/> A power of attorney and/or change of address letter. 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 20. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 21. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 22. <input checked="" type="checkbox"/> Express Mail Label No. <u>EV 333148254 US</u> 23. <input checked="" type="checkbox"/> Other items or information: Letter Re Priority 		

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U.S. APPLICATION NO (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO. PCT/IB2003/003540		ATTORNEY'S DOCKET NUMBER 932.1271	
24. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)) : <input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1110.00 <input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$950.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$790.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$750.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				RECEIVED CENTRAL FAX CENTER JUL 14 2005	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	13 - 20 =	0	x \$18.00	\$0.00	
Independent claims	1 - 3 =	0	x \$88.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$930.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$0.00	
SUBTOTAL =				\$930.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30 +				\$0.00	
TOTAL NATIONAL FEE =				\$930.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input checked="" type="checkbox"/>				\$40.00	
TOTAL FEES ENCLOSED =				\$970.00	
				Amount to be:	\$
				refunded	
				charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of <u>\$970.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0518</u> d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO: STEINBERG & RASKIN, P.C. 1140 Avenue of the Americas 15th Floor New York, NY 10036-5803					
_____ SIGNATURE Dona C. Edwards NAME 42,507 REGISTRATION NUMBER October 4, 2004 DATE					